

UNITE HERE Fund Administrators

An Affiliate of Amalgamated Life

May 5, 2008

UNITE HERE Fund Administrators, Inc.

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Honorable Paul A. Crotty
United States District Judge
Southern District of New York
United States Courthouse
500 Pearl Street
New York, New York 10003

USDS SDNY
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Re: UNITE HERE National Health Fund, et al. -v.- Michael Stuart Design Ltd. --- 07-CV-6770 (PC)

Dear Judge Crotty:

We represent the plaintiffs in the above-referenced action to enforce the provisions of a collective bargaining agreement under Section 515 of ERISA. As permitted by Rule "E" of your Honor's Individual Practices, we are writing to request a one-month adjournment of the pretrial conference scheduled for May 6, 2008 at 2:45 p.m. With the consent of Keith LePack, Esq., defendant's counsel, we make this request for the following reasons.

The parties have reached a tentative settlement of the dispute underlying the claims in the action, but will require additional time to resolve certain outstanding issues, and draft and circulate the necessary settlement documents, which will include a stipulation of dismissal.

While the parties anticipate finalizing the settlement within the next 30-days, plaintiffs wish to reserve the right to continue the action should the settlement not be concluded within that time period.

The instant application is the first request for an adjournment of the May 6 pretrial conference.

The Court's considerations are appreciated

Respectfully submitted,



David C. Sapp (DS5781)

cc: Keith LePack, Esq.

Application GRANTED. The conference is adjourned to
6/19/08 at 2:30 p.m. in Courtroom 20-C

SO ORDERED: MAY 16 2008



HON. PAULA A. CROTTY
UNITED STATES DISTRICT JUDGE

MEMO ENDORSED

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